

# S U M M A R Y   A C T I O N   M I N U T E S



## REGULAR MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA

*Tuesday, May 23, 2000, 9:30 A.M.*

BOARD HEARING ROOM, FIRST FLOOR  
10 Civic Center Plaza  
Santa Ana, California

**CHARLES V. SMITH**  
CHAIRMAN  
First District

**JAMES W. SILVA**  
VICE CHAIRMAN  
Second District

**TODD SPITZER**  
SUPERVISOR  
Third District

**CYNTHIA P. COAD**  
SUPERVISOR  
Fourth District

**THOMAS W. WILSON**  
SUPERVISOR  
Fifth District

ATTENDANCE: All Present

EXCUSED: None

PRESENT: COUNTY EXECUTIVE OFFICER Janice M. Mittermeier  
COUNTY COUNSEL Laurence M. Watson  
CLERK OF THE BOARD Darlene J. Bloom

INVOCATION: Supervisor Wilson, Fifth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Spitzer, Third District, led the assembly in the Pledge of Allegiance

### **I. PRESENTATIONS/INTRODUCTIONS**

Chairman Smith presented a resolution recognizing May 20, 2000 as "Adopt A Pet Day"

### **II. CONSENT CALENDAR (Items 1-39)**

35241 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 39 WHICH RECEIVED A NO VOTE FROM SUPERVISOR SILVA**

### **BOARD APPOINTMENTS**

1. **Supervisor Spitzer** - Orange County Water Task Force - Appoint Denis Bilodeau, Orange, for an indefinite term

### **DEPARTMENT APPOINTMENTS**

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2.      **Community Services Agency** - Orange County Workforce Investment Board - Appoint John D' Angelo, Rick Eiden and Linda Sanchez-Valentine, Santa Ana, for terms ending 12/31/02

## COMMENDATIONS/PROCLAMATIONS

3.      **Chairman Smith** - Adopt resolution congratulating Child Abuse Services Team upon receiving the 2000 Acts of Caring Award  
*RESO: 00-163*
4.      **Supervisor Spitzer** - Adopt resolution commending Judge Samuel C. Banis for his dedication and commitment to the people of the State of California  
*RESO: 00-164*

## HEALTH CARE AGENCY

5.      Approve agreements with Maternal Outreach Management System for Perinatal Outreach and Education Services (\$242,000) and Immunization Outreach and Education Services (\$130,532), 7/1/00 - 6/30/02 - All Districts

## INTEGRATED WASTE MANAGEMENT DEPARTMENT

6.      Receive bids and award contract to R.J. Noble Company for perimeter road paving at Coyote Canyon Landfill (\$227,210.95) - District 5

## JOHN WAYNE AIRPORT

7.      Approve agreement with Engineered Automation Systems, Inc. for terminal fire alarm system rehabilitation (\$190,860) - District 5

## ORANGE COUNTY PUBLIC LIBRARY

8.      Approve plans and specifications and set bid opening for 6/14/00, 2:00 p.m., for energy management system replacement, various branches - All Districts

## PLANNING AND DEVELOPMENT SERVICES

9.      Adopt resolution determining that the proposed North Orange Christian Church Annexation (CA98-14) to City of Orange is subject to Master Property Tax Transfer agreement between the City and County - District 4  
*RESO: 00-165*
10.     Adopt resolution determining that the proposed Cefalia Annexation (CA99-12) to City of Costa Mesa is subject to Master Property Tax Transfer agreement between the City and County - District 2  
*RESO: 00-166*
11.     Approve Tract 15888, K. Hovnanian at the Gables, LLC, Ladera Ranch area; accept easement for emergency and public service vehicles ingress and egress over Lots B, C, D and E; approve construction agreement S0300-0010 and accept bonds guaranteeing construction of improvements -

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## District 5

- 12. Approve Tract 15904, Warmington LDR Associates II, L.P., Ladera Ranch area; accept dedication for street purposes; approve construction agreement S0300-0008 and accept bonds guaranteeing construction of improvements - District 5
- 13. Approve Tract 15887, Greystone Homes, Ladera Ranch area; accept easement for emergency and public service vehicles ingress and egress over Lots B through N and Main Street; approve construction agreement S0300-0011 and accept bonds guaranteeing construction of improvements - District 5

## **PUBLIC FACILITIES AND RESOURCES DEPARTMENT**

- 14. Receive and file Traffic Committee Reports dated 4/20/00; approve recommendations and adopt necessary resolutions - District 5  
*RESO: 00-167 - 00-168*
- 15. Accept work and approve notice of completion, Mel Smith Electric, Inc. for installation of security camera system and counselor workstations, Juvenile Hall; project completed 5/23/00 (\$2,699,955) - District 4
- 16. Authorize release of security for monumentation, Parcel Map 96-190, Foothill Towne Centre IV, Foothill Ranch area - District 3
- 17. Approve quitclaim deed to Brookfield Wyeth Inc. for portion of Irrevocable Offer of Dedication for local park, Ladera Ranch Planned Community; and make California Environmental Quality Act findings - District 5
- 18. Approve agreement with Coleman/Caskey Architects, Inc. for architectural-engineering services for design of Hall of Administration improvements, public access and ADA compliance (\$185,925) - District 1
- 19. Authorize release of security for monumentation, Tract 13409, Coto de Caza, Ltd., Coto de Caza area - District 5
- 20. Adopt resolution certifying completion of street improvements, street lights and monumentation; authorizing release of bonds and accepting public street improvements, Tract 15569, Greystone Homes, Inc., Aliso Viejo area - District 5  
*RESO: 00-169*
- 21. Receive bids and award contract to Jackson & Blanc for replacement of heating, ventilation and air conditioning controls, Law Library, Santa Ana (\$49,470) - District 1
- 22. Receive bids and award contract to Southwest Coatings, Inc., for painting portions of parking structures 1 and 2, Manchester Office Complex, Orange (\$57,000) - District 4
- 23. Receive bids and award contract to R. J. Noble Company for construction of improvements, Irvine Boulevard from Red Hill Avenue to Del Rey Street, Tustin (\$112,525.50) - District 3

## **S U M M A R Y   A C T I O N   M I N U T E S**

- 24 .     Receive bids and award contract to Downey Electric, Inc. for replacement of emergency generator, HCA-17th Street Clinic, Santa Ana (\$258,000) - District 1
  
- 25 .     Receive bids and award contract to Mel Smith Electric, Inc. for enhanced security measures, Juvenile Hall Annex, Santa Ana (\$477,805) - District 1

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## **Acting as the Orange County Flood Control District:**

- 26 .            Approve purchase of one cab & chassis from Reynolds Buick GMC to replace existing vehicle to control weed growth, flood control channels (\$160,763) - All Districts
- 27 .            Approve plans and specifications and set bid opening for 7/5/00, 2:00 p.m., for construction of Rossmoor Pump Station and improvements to Rossmoor Retarding Basin and make California Environmental Quality Act and other findings - District 2

## **SOCIAL SERVICES AGENCY**

- 28 .            Accept donation from The Capital Group Companies, Inc. for Operation Santa Claus Campaign, FY 1999-00 (\$11,100) - All Districts

## **PUBLIC PROTECTION**

### **Sheriff-Coroner:**

- 29 .            Approve agreement with Allspace Huntington Beach for rental of storage unit for 3 years (not to exceed \$125 per month) - District 2
- 30 .            Approve amendment 2 to agreement with Rancho Santiago Community College District for continuing education classes for inmates (\$9,575; new total \$105,325) - All Districts
- 31 .            Approve amendment 3 to agreement with Rancho Santiago Community College District for vocational education programs for inmates (\$47,397.60; new total \$281,002.75) - All Districts
- 32 .            Approve amendment 2 to agreement with Rancho Santiago Community College District for general education development testing of inmates (\$690; new total \$4,200) - All Districts
- 33 .            Receive bids and award contract to Vance & Associates Roofing, Inc. for replacement of roof, Central Women's Jail, Santa Ana (\$124,656) - District 1
- 34 .            Approve agreement with Bojorquez & Andersen, Inc. for design of Central Men's Jail walk-in cooler, freezer expansion and kitchen remodel, Santa Ana (\$29,080) - District 1
- 35 .            Declare emergency and make appropriate findings pursuant to Public Contract Code Section 22050 and authorize price agreement with Unisys Corporation to upgrade infrastructure to support new system providing disaster recovery to the Department of Justice California Law Enforcement Telecommunications System (\$1,661,667); and agendaize matter on 6/6/00, 9:30 a.m. for further consideration - All Districts (4/5 vote) (Continued from 5/16/00, Item 36)

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## GENERAL ADMINISTRATION

### **Auditor-Controller:**

36. Authorize relief of accountability to John Moorlach and reimbursement to Treasurer-Tax Collector for cash loss of \$2,581.06; make appropriate budget adjustments; and authorize the Auditor-Controller to provide relief of accountability and reimbursement for up to \$2,009.32 of additional losses if they are realized - All Districts
37. Set, 6/20/00 as date to establish appropriations limits for entities governed by County Board of Supervisors for FY 2000-2001 (document available for public review in the Office of the Auditor Controller, commencing 6/05/00) - All Districts
38. **County Executive Office** - Delegate to County Purchasing Agent limited authority to indemnify Transportation Corridor Authority for licensing of transponders - All Districts
39. **Supervisor Wilson** - Approve Community Social Program Grant funds to City of Dana Point-Harbor Dock Walker Program; approve budget adjustments and make appropriate findings, 5/23/00 - 11/30/00 (\$1,000)

35241 **APPROVED AS RECOMMENDED**  
N

END OF CONSENT CALENDAR

## III. DISCUSSION ITEMS (Items 40-S60A)

### COMMUNITY SERVICES AGENCY

40. Approve agreements with various providers for Summer Youth Employment Program, 5/16/00 - 6/30/00 (\$579,360) - All Districts

34251 **APPROVED AS RECOMMENDED**

### HEALTH CARE AGENCY

41. Approve agreements with Orange County Superintendent of Schools and Regional Center of Orange County for Children's System of Care case review services, 5/16/00 - 6/30/03 (\$60,000 each) - All Districts

34251 **APPROVED AS RECOMMENDED**

### HOUSING AND COMMUNITY DEVELOPMENT

42. Approve final report and recommendations regarding application and Request for Proposals project selection process for 2000 SuperNOFA Continuum of Care Associated Application for Homeless Assistance; and make California Environmental Quality Act and National Environmental Protection Act findings - All Districts

32451 **APPROVED AS RECOMMENDED**

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## **JOHN WAYNE AIRPORT**

- 43 .        Receive bids and award contract to Peterson-Chase General Engineering Construction, Inc. for reconstruction of Taxiway "L"; and make California Environmental Quality Act findings (\$4,062,454) - District 5

53241    **APPROVED AS RECOMMENDED**

## **PUBLIC FACILITIES AND RESOURCES DEPARTMENT**

- 44 .        Approve amendment 6 to agreement D94-019 with EDAW, Inc. for architectural engineering services, Upper Newport Bay Regional Park, Phase I; and approve related budget adjustments (\$30,500; new total \$864,254) - District 5

52341    **APPROVED AS RECOMMENDED**

- 45 .        Approve price agreement N1000002713 with Sunset Property Services for street sweeping services, unincorporated areas, 7/1/00 - 6/30/01 (\$190,679); renewable for two additional years; and make California Environmental Quality Act findings - All Districts

42351    **APPROVED AS RECOMMENDED**

- 46 .        Select Larry Walker Associates, Inc. as primary and Tetra Tech, Inc. as alternate architectural-engineering firms for Municipal Storm Water National Pollutant Discharge Elimination System permit renewal; and authorize Director or designee to negotiate agreement for Board approval - All Districts

52341    **APPROVED AS RECOMMENDED**

- 47 .        Approve agreement with Parking Concepts, Inc. for operation and management of Manchester Avenue Complex Parking Facility, Orange 6/1/00 - 5/31/02; renewable for three additional years - District 4

43251    **APPROVED AS RECOMMENDED**

- 48 .        Receive bids and award contract to R. D. Engineering & Construction Inc. for 800 MHz - Moorhead Reservoir, Laguna Beach (\$522,840) - 5th Districts

52341    **APPROVED AS RECOMMENDED**

### **Acting as the Orange County Flood Control District:**

- 49 .        Approve agreement D00-030 with PBS&J for on-call professional engineering services for flood control projects - All Districts

52341    **APPROVED AS RECOMMENDED**

- 50 .        Declare emergency and make appropriate findings pursuant to Public Contract Code Section 22050 regarding potential risk of flood damage, Fullerton Creek Channel, due to incomplete construction project; authorize Director or designee to prepare and award construction agreement to complete work and mitigate risk of damage from future storm flows; set review every 14 days to determine continuing need for emergency action - District 4

43251    **APPROVED AS RECOMMENDED**

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## GENERAL ADMINISTRATION

### County Executive Office:

51. Approve purchase order PC 038 P0000009650 with WAVE Imaging Corporation for purchase of document imaging backfile conversion services, training, scanning hardware, support services and annual maintenance (\$604,026); approve price agreement Y1000000332 with Wave Imaging Corporation for lease of On-Base enterprise licensing and on-going support, 6/1/00 - 5/31/02 (\$892,171); renewable for two additional one-year periods for cost of ongoing support; and adopt WEBRecs as the optical imaging and electronic document management software standard for the County, 6/1/00 - 5/31/03 - All Districts  
13245 **APPROVED AS RECOMMENDED**
52. Approve in concept, Bond Conversion 8 for Irvine Coast Assessment District 88-1, 2000 Series A and approve due diligence plan (\$2,000,000) - District 5  
53241 **APPROVED AS RECOMMENDED**
53. Proposed Community Facilities District No. 2000-1, Ladera Ranch - Ratify selection of financing team; approve reimbursement agreement with DMB Ladera, LLC to determine the feasibility of forming District and financing public facilities and improvements; authorize the Financial Advisor to conduct a Feasibility Study on the proposed formation and financing of public facilities and improvements and return to the Board with results; adopt Resolution of Intention to Establish Community Facilities District No. 2000-1; and adopt Resolution of Intention to Incur Bonded Indebtedness (\$32,000,000) - District 5  
53241 **APPROVED AS RECOMMENDED**  
*RESO: 00-170 - 00-171*
54. Receive and file Organizational and Program Assessment of Senior Services Programs, March 2000; provide policy direction regarding organizational placement for Area Agency on Aging; and direct staff to report back to the Board within 90 days with status report; report on implementation of the Senior Services Coordinator in budget process; and return with amended agreement with RSG, Inc. for approval - All Districts (Continued from 05/16/00, Item 39)  
B.O. **CONTINUED TO 6/20/00, 9:30 A.M.**
55. Approve proposed response to the FY 1999-00 Grand Jury Report "Orange County is NO Camelot for Emancipated Youth" - All Districts  
42351 **APPROVED AS RECOMMENDED**
56. Approve proposed response to the FY 1999-00 Grand Jury Report "Shelter Care Master Plan" - All Districts  
43251 **APPROVED AS RECOMMENDED; DIRECTED THE CEO TO ESTABLISH AN ADVISORY GROUP TO REPORT BACK TO THE BOARD IN 90 DAYS WITH RECOMMENDATIONS TO IMPROVE RECRUITMENT AND RETENTION OF FOSTER PARENTS AND LINKING OF SERVICES IN THE FOSTER CARE/EMANCIPATION PROCESS, INCLUDING ETHNIC NEEDS, COUNSELING NEEDS, EDUCATIONAL AND TRANSITIONAL LIVING NEEDS,**



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## ETC.

57.      **Chairman Smith** - Discuss MCAS El Toro Master Lease Alternatives; select option and identify and authorize necessary funding
- 35241   **DIRECTED STAFF TO IMMEDIATELY NEGOTIATE MASTER LEASE AGREEMENT FOR OPTION 1, EXISTING USES, BY 7/1/2000 AND DIRECTED STAFF TO PURSUE AMENDMENTS TO THE MASTER LEASE TO ADD OPTION 2, USE OF 43 NON RESIDENTIAL BUILDINGS AND DIRECTED COUNTY COUNSEL TO PROVIDE BOARD WITH LEGAL STRATEGIES TO CREATE A PARTIAL CONVEYANCE TO THE COUNTY FOR THE PROPERTY NORTH OF IRVINE BLVD. TO ENABLE FUTURE INCLUSION IN MASTER LEASE FOR THE USE OF 853 HOUSING UNITS WITHOUT JEOPARDIZING POSSIBLE FUTURE AVIATION USE**

## **EXTERNAL RESTRUCTURING PROGRAM FOR THE COUNTY OF ORANGE**

58.      At this time Members of the Board of Supervisors and/or the County Executive Office may report on and discuss activities related to the External Restructuring Program for the County of Orange
- NO REPORTABLE ACTION**

## **ORANGE COUNTY CHILDREN AND FAMILIES COMMISSION**

59.      At this time Members of the Board of Supervisors and/or the County Executive Office may report on and discuss activities related to the Orange County Children and Families Commission
- B.O.      **DELETED**

## **STRATEGIC/FINANCIAL PLAN UPDATE**

60.      At this time Members of the Board of Supervisors and/or the County Executive Office may report on and discuss activities related to the development of Strategic/Financial Plan for the County of Orange, including the Performance Measurement Program ("Results Oriented Government")
- B.O.      **DELETED**

## **GENERAL ADMINISTRATION**

- S60A.   **Supervisor Spitzer** - Discuss potential restructuring of MCAS El Toro Planning Process
- 21345   **DIRECTED COUNTY COUNSEL TO RETURN TO THE BOARD ON 6/06/00, 9:30 A.M. WITH NECESSARY DOCUMENTS AND RESOLUTIONS TO CREATE A SEPARATE MCAS EL TORO PROGRAM PLANNING DEPARTMENT WITH AN INDEPENDENT PROGRAM DIRECTOR THAT REPORTS DIRECTLY TO THE BOARD OF SUPERVISORS**

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## IV. PUBLIC HEARINGS (Items 61-62)

### HEALTH CARE AGENCY

61. Public Hearing to consider adopting resolution rescinding Resolution 96-461 and approving Environmental Health's fee update for food, pool and special services, effective 7/1/00; and make California Environmental Quality Act findings - All Districts

B.O. **CLOSED PUBLIC HEARING**

35241 **APPROVED AS RECOMMENDED**

*RESO: 00-172*

### PLANNING AND DEVELOPMENT SERVICES & PUBLIC FACILITIES AND RESOURCES DEPARTMENT

62. Public Hearing to consider adopting resolution approving amended County Transportation Element/Circulation Plan deleting a segment of Aliso Creek Road west of El Toro Road, unincorporated area and approving Coastal Area Roadway Improvements and Traffic Signals Road Fee Program for project mitigations and other improvements; and make appropriate findings - District 5 (Continued from 5/16/00, Item 43)

B.O. **CLOSED PUBLIC HEARING**

52341 **APPROVED AS RECOMMENDED**

*RESO: 00-173*

## V. CLOSED SESSION (Items CS-1-SCS3)

### GENERAL ADMINISTRATION

#### **County Counsel:**

- CS-1. CONFERENCE WITH LEGAL COUNSEL -- PENDING LITIGATION - County Counsel requests a closed session to discuss with the Board of Supervisors the status and potential settlement of pending litigation pursuant to Government Code Section 54956.9(a). The case is McCarthy Building Companies, Inc. v. County of Orange and Austin Company, Orange County Superior Court Case Number 81-51-50 - All Districts

B.O. **HELD, THE CHAIRMAN ANNOUNCED: BY A UNANIMOUS VOTE THE BOARD APPROVED A PROPOSED SETTLEMENT IN THE CASE OF MCCARTHY BUILDING COMPANIES, INC. VS. COUNTY OF ORANGE, ET. AL. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF THE SUPERIOR COURT. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, THE SUBSTANCE OF THE AGREEMENT WILL BE MADE AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD TO ANY PERSON WHO INQUIRES.**

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SCS2. CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION - County Counsel requests a closed session for the Board of Supervisors to consider initiation of litigation pursuant to Government Code Section 54956.9(c); one case - All Districts

B.O. **HELD, THE CHAIRMAN ANNOUNCED: BY A UNANIMOUS VOTE THE BOARD AUTHORIZED COUNTY COUNSEL TO INITIATE LITIGATION TO RECOVER DAMAGES FOR INJURY TO PROPERTY AT JOHN WAYNE AIRPORT. ONCE THE LITIGATION IS COMMENCED, THE ACTION, DEFENDANTS AND OTHER PARTICULARS WILL BE DISCLOSED BY THE COUNTY COUNSEL OR THE JOHN WAYNE AIRPORT DIRECTOR TO ANY PERSON WHO INQUIRES.**

SCS3. CONFERENCE WITH LEGAL COUNSEL--PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is: In Re Matter of County of Orange Integrated Waste Management Department Frank Bowerman Landfill Irvine; California Regional Water Quality Control Board Complaint No. 00-34 - All Districts

B.O. **HELD, THE CHAIRMAN ANNOUNCED: BY A UNANIMOUS VOTE THE BOARD APPROVED A PROPOSED SETTLEMENT IN THE MATTER OF COUNTY OF ORANGE INTEGRATED WASTE MANAGEMENT DEPARTMENT FRANK BOWERMAN LANDFILL, IRVINE IN THE AMOUNT OF \$125,000 PAYABLE TO THE SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD**

## **VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT**

### **PUBLIC COMMENTS:**

Gregory Allen Ganz: Oral RE: Veterans; Board's assistance in the rededication of Kenneth Allen Buys Memorial Plaque

### **BOARD COMMENTS:**

None

### **ADJOURNED:**

41235 Adjourned in memory of Ranald Fairbairn

51234 Adjourned in memory of Andre Stewart

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\*\*\* KEY \*\*\*

## *Left Margin Notes*

1. v Chairman Smith
2. v Supervisor Silva
3. v Supervisor Spitzer
4. v Supervisor Coad
5. v Supervisor Wilson

## *Right Margin Notes*

- |                  |                 |
|------------------|-----------------|
| A. v Abstained   | O. v Ordinance  |
| X. v Excused     | R. v Resolution |
| N. v No          |                 |
| BO v Board Order |                 |

*Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)*

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*CHARLES V. SMITH, CHAIRMAN*  
*Orange County Board of Supervisors*

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*DARLENE J. BLOOM*  
*Orange County Clerk of the Board*